1	Q And the monthly refresh is essentially
2	well, it is the same thing as the initial listing
3	which publishers purchase; isn't that correct?
4	A That is correct. And the reason for the
5	monthly refresh is that is the option that the
6	publishers selected from amongst three possible
7	choices to receive. They were offered a study of two
8	or three or three possibilities to select a refresh
9	or an update activity, and based on the presentation
.0	of the format and the price suggested, the monthly
.1	refresh was the option they asked to be tariffed.
12	CHAIRMAN JOHNSON: Do you remember the other
13	options?
14	WITNESS JUNEAU: I was not a party to those,
15	but we can certainly provide the details of that if
16	you would like to have it in a late-filed exhibit.
17	CHAIRMAN JOHNSON: I would like to see that
18	so let me go ahead and identify as a late-filed
19	BellSouth's options.
20	WITNESS JUNEAU: There were three options
21	available to the publishers.
22	CHAIRMAN JOHNSON: "Options Available to
23	Publishers." I'll identify that as Late-filed
2 4	Exhibit 7.
2 5	(Late-Filed Exhibit 7 identified.)

ask a question relative to that? It seems like it would be beneficial not only to have what options you were offering and the rates at which you were offering it and the reasons why, or your understanding as to why they weren't selected. Could that be included?

CHAIRMAN JOHNSON: Yes.

WITNESS JUNEAU: Okay. We'll include that.
CHAIRMAN JOHNSON: I'm sorry, Mr. Horton.

- Q (By Mr. Horton) Let me understand, your understanding is that your monthly refresh offering is what Mr. Screven wants.
- A That's not what I stated. I said the publishers in the negotiations -- I did not mention Mr. Screven specifically.
- Q Did those negotiations cover Mr. Screven and Direct Media?
- A Mr. Screven was a party to some of the meetings. Whether he chose to agree to that or not, I can't speak for Mr. Screven, but the publishers that were participating in this -- in the negotiations chose that option.
- Q All right. Let me explore the monthly
 refresh, as well as the initial listing. If I'm a
 directory publisher and I want to publish a directory,

the first thing I would get from you would be the central office list, NPA-NXX listing file, correct? 2 | 3 Correct. And for that I would pay 4 cents per 4 5 listing? 6 A Correct. All right. Let's assume we're using a 7 central office NPA-NXX of 100,000. So I'd pay you 4 8 cents times 100,000 right? 9 10 A Right. 11 Okay. Now, the monthly refresh, isn't the monthly refresh simply 11 more copies of exactly what 12 I just purchased to publish my directory? 13 14 It is. So each month I'm going to get a list of 15 100,000 plus or minus, depending upon any changes, 16 17 right? 13 A That's correct. 19 And I pay what for that? Q 20 A 12 cents. 21 Q 12 cents? Or is it 16? (Pause) 12 cents. Well, 22 23 excuse me. 24 Q 16 cents, isn't it? 25 16. 16. I read it wrong. 16 is four

Q Is it 16 cents plus 4 cents are is it just the 16 cents for --3 I think it is 16 cents for the whole thing. The way it reads is the listing plus 11 monthly 5 refresh would be 16 cents, not 12; a total of 12. Q Do I pay you 16 cents times 100,000 times 7 12? 8 No. 9 A Q What do I pay you? 10 A 16 cents times 100,000. 11 One time? 12 Q A One time. 13 And the 16 cents is merely a multiple of the 14 Q 4-cent central office list, right? A Right. 16 There's no cost study or cost basis for the 17 Q 18 | 16 cents? 19 A Well, there is -- there is an effort to --20 or a work effort involved in running each additional listing. There's a cost involved in running it. So 21 | 22 each month it's a run of 100,000 listings. I apologize I was trying to find something. 23 II Q

24 | 16 cents, as I understood from, I believe, some of the

25 responses to the interrogatories, is the 16 cents is

derived strictly as a multiple of the 4-cent central office. Did you agree with that or not?

- A That's the way the rate was derived.
- Q Okay. Now, we can purchase the central office list each month separately, couldn't we?
 - A Yes.

- Q And that was available before this proceeding got started, wasn't it?
 - A Yes.
- Q What are you offering me in your refresh file that wasn't already available?

A couple of significant differences: One is if you were to purchase the file individually, the requirement was that a directory would be published on the basis of that purchase that you were licensed for one use. The idea today is if you would like to have a refresh each month, then you have current data available to you literally at all times, it provides the opportunity not only to publish the initial directory but if you would like to publish specialized directories that are a subset of the total directory, then you would be free to publish additional directories, you'd have the opportunity to sell incremental advertising potentially. The idea is that there is additional value in the refresh and the

opportunity to sell multiple listings.

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- Q If I publish multiple additions of the directory, I pay you a different rate for that, don't I?
- Excuse me, you're right. The refresh is to have a -- just to be able to have the current listing information on a monthly basis. That should not have included the multiple additions. That was the wrong 9 | comment.
- Okay. But as far as the monthly refresh, as Q far as the information that I'm getting, there's nothing in that monthly refresh that is not already 13 available through the central office listing file, 14 | correct?
 - The changed activity would be in there. You A would get -- you would get the activity that has occurred during the month.
- If I purchased a central office list from 19 you September 1st, and then I purchased another central office list from you on October 1st, I would be getting the same thing on October 1st through that subsequent purchase of a central office list purchase 23 | as I would in your monthly refresh; isn't that 24 | correct?
 - A That's correct.

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1	Q Okay. So what are you offering me that
2	wasn't already available through your monthly refresh?
3	As far as information is concerned?
4	A As far as information is concerned?
5	Q Yes, sir?
6	A The same information would be available
7	either way.
8	COMMISSIONER CLARK: Mr. Juneau, let me ask
9	a question. As I understand what you're saying, a
10	refresh is basically a new listings; everything is
11	in one document. How do you tell what is new and what
12	has changed or a difference, a change in the type of
13	service they request? How do you tell that from the
14	refresh service?
15	WITNESS JUNEAU: Commissioner, the way that
16	would be done is the publisher would have to compare
17	the listing from the prior month to the new listing
13	that he's just received.
19	COMMISSIONER CLARK: So, if there were a
20	thousand listings he has to look at each listing and
21	determine what, if any, change has taken place.
22	WITNESS JUNEAU: That's correct.
2:	COMMISSIONER CLARK: In the options that you
2.	offer the directory publishers, did you offer that

25 kind of option that was just simply the new

information?

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WITNESS JUNEAU: Commissioner, I'm not familiar with the details of those offerings and what the specifics were.

COMMISSIONER CLARK: Well, let me ask you this: If you were an independent directory publisher and you simply wanted to be able to contact new people that you might sell advertising to or new customers to deliver your directories to, which would you prefer?

WITNESS JUNEAU: I would prefer to have a specific list of those that had changed. That is a more valuable list. And I believe that's what we'll find is that the reason that the publishers choose not to have an option of that nature, that is a very complex and costly bit of programming to do something like that. And I believe that is at the root of the problem. It is a more technical and complex job.

COMMISSIONER CLARK: Do you think it would cost more than the 12 cents you're requesting for each listing with respect to the refresh option?

WITNESS JUNEAU: I don't know the answer to that question, Commissioner.

COMMISSIONER CLARK: I guess -- let me ask 24 | it differently. If your return on, I guess it's the DPDS information, is, what did you say, 1300% --

WITNESS JUNEAU: That is the percentage of
the rate above the incremental cost.

COMMISSIONER CLARK: And what is it again?
WITNESS JUNEAU: 1300%.

COMMISSIONER CLARK: Okay. Do you think

COMMISSIONER CLARK: Okay. Do you think that your costs for providing that sort of only supplemental service would be more -- would eat up that entire return?

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WITNESS JUNEAU: I don't know the answer to that, Commissioner.

COMMISSIONER CLARK: One of the things you indicated in your testimony was you have concern that you may be required to tariff something that nobody wants.

witness Juneau: To actually produce -- to do the work and produce a report that no one would purchase, that's correct.

commissioner clark: I agree with you that we need to be cautious in that area because I think there has been a case where we asked BellSouth to do some sort of tariff for pay telephones and nobody took the service, so I do have concerns about that.

But you've indicated that you think as a publisher you would find that purely supplemental list more valuable than a complete reproduction.

WITNESS JUNEAU: I think so.

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COMMISSIONER CLARK: Then is there a reason why you're not offering it?

witness Juneau: The reason that I
understand is that there has been no demand for the
ones that we have presented in the format that we have
presented at the rate that we have proposed. And
without the specifics, that is the best answer I think
I could give on that.

COMMISSIONER CLARK: Will that late-filed exhibit give us those answers?

WITNESS JUNEAU: Yes.

COMMISSIONER CLARK: Thank you.

Q (By Mr. Horton) Just as a general question, do you think that possibly the prices that you propose for these services might be a detriment to demand or a cause the demand to be less than productive or what you would like?

A I'm not aware of the prices so I really can't answer that question.

Q Look, if you would, at Interrogatory No. 10, which is Page 11. (Pause) Actually, Page 12, I'm sorry. I was going to go look at the CD ROM directory per listing. Do you have that?

A Yes.

The CD ROM listing is 18 cents per listing, 1 2 correct? 3 A Correct. And the rationale for that is that the -well, that's a multiple of another rate, too, isn't 6 it? I'm not sure of that. You know. A. Do you know the source of the 18 cent price? 8 The 18 cent rate, excuse me. 9 10 A I guess not. 11 In that answer you express or -- you've reviewed these responses. You didn't provide these responses, but I take it that you've reviewed these 14 | responses? 15 I have reviewed the responses. A 15 There's a concern expressed that if a DPDS Q subscriber were to publish a CD ROM directory, it could be used by their customer. There's no reference 18 | to the publisher, but it could be used by their customer to provide a directory assistance-type 20 21 service. 22 I'm not sure that I understand what that 23 concern ought to be. As long as the publisher is purchasing the service and is using it, why should you

be concerned that their customer might not use the

service the way you would want him to?

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A The idea is that used in that fashion, the CD ROM provides a greater value. It can store additional data. It could store, I guess, the listings for the whole state of Florida. The example given is that that could be placed on a network server and effectively be used by many individuals to provide a directory assistance-type service. It's seen as a more valuable product than the listing of a paper directory.

But so long as you recover the cost of 12 providing that service through your rate to your price to the directory publisher, what difference does it make to you as to what it can be used with afterwards 15 by a customer of the publisher?

I guess in the difference of the use, I A can't say that, other than the fact that it is a more valuable product.

Q Turn back over to page --

COMMISSIONER DEASON: Let me interrupt for just a second. Do you think there's a motivation on the company's part to protect this DA revenue?

WITNESS JUNEAU: No, Commissioner, I don't 24 see that. DA does have value; and compared to that. 25 | that's true. But to state it in terms of just

protecting DA revenue, I wouldn't say so.

COMMISSIONER DEASON: It's based simply upon the fact that it's more valuable to have the information presented in the CD ROM format, therefore, you can demand a higher market rate for information that is used for that purpose?

witness juneau: That's the way I would categorize it. A CD ROM, as I would view it, is more valuable to the customer, just as directory assistance is more valuable in the fashion it is used by a customer than a printed directory. It provides an alternative when that directory is not available. It provides an alternative when the directory may not contain the listing. In this instance the CD ROM could be shared and used as directory assistance. It's one possibility but it does have value as a directory assistance.

- Q (By Mr. Horton) Refer back to Page 11, if you would. Have you got that? Again, with Interrogatory No. 10. Do you have that?
 - A Yes.
- Q With respect to multiple additions, again
 that rate of 12 cents per listing is based upon value
 received, correct?
 - A That's correct.

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1	Q Now, Mr. Screven purchases a single edition
2	file. He pays 4 cents per listing, correct?
3	A Correct.
4	Q If he produces a directory, he has paid you
5	4 cents per listing for that directory?
6	A That's right.
7	Q And that recovers your cost, correct,
8	4 cents per listing?
9	A That's correct.
10	Q If he goes to the expense to extract from
11	his publication, his directory, all of the persons in
12	a particular subdivision and publishes another
13	directory for that area then he incurs those costs,
14	correct?
15	A I'm sorry, repeat that question?
16	Q Mr. Screven publishes a directory based upon
17	the subscriber list he purchases from you.
18	A Okay.
19	Q He's published a directory. He now goes to
20	the expense of extracting from that directory
21	information about individuals who live in, let's say,
22	a particular subdivision. And he publishes a
23	directory for that subdivision. Who has incurred the
24	cost associated with that subsequent publication?

A He would have incurred the cost.

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1	Q Does BellSouth incur any cost in that
2	instance?
3	A No, they do not. Again, the pricing
4	structure on that one is based on the value of the
5	opportunity to I guess limited only by his creative
6	nature as to what he would like to publish, and I
7	believe it's generally accepted in the publishing
8	industry that you license a single use or, in this
9	situation, you license multiple uses. I believe
10	that's consistent.
11	Q So the more creative Mr. Screven is, the
12	more he's going to pay you?
13	A He'll pay us 12 cents whether he produces
14	two directories or any number of directories.
15	Q But if he purchased the single edition he
16	only pays you 4 cents and that already covers your
17	cost, correct?
18	A That's correct.
19	Q So if he's ingenious and figures up a way
20	that he can make more money off of that list, you want
21	to share in his ingenuity and marketing, right?
22	A It's based on the fact that that has value;
23	that there is additional value in those incremental
24	additions. That's true.
25	Q His marketing and ingenuity has value to

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1	you?
2	- A His use of the listings.
3	Q Okay.
4	MR. HORTON: I'm just about through.
5	Q (By Mr. Horton) I think this has already
6	been clarified, but I just want to make sure.
7	Switching to another with respect to the WBAR. And
8	the tariff charged to the WBAR.
9	The charge for the WBAR is .006 per listing,
10	correct?
11	A Correct.
12	Q And that's per change or per total number
13	within the exchange? And use the hypothetical of
14	100,000.
15	A It is based on the records in the exchange.
16	Q Not on the number of changes, but on the
17	total number in that exchange?
18	A That's correct.
19	Q If I purchased the WBAR and there had been
20	no changes, I pay the .006 times 100,000 to get
21	nothing?
22	A That's right. But let me expand on that a
23	little bit.
24	My understanding of the pricing structure on
25	this one was to provide a level pricing structure for

the publishers. Certainly that you could use another denominator, such as those items that had changed, but then it might vary to where the listing charge might be \$1 -- I mean, the change charge would be \$1 or \$2 or lower. It would be simply using another denominator. In certain months, then, they might have an extensive number of chantes. In others, there might be no changes. But again, our understanding is that this was based on their preference for the way this would be priced.

COMMISSIONER CLARK: Why would the price change?

based on the denominator. If it's based on the number of changes that occurred in that central office, then if that were the demand that were factored into the cost and then into the rate development, rather than the total number of listings in the central office, it would be a much smaller demand and, therefore, a higher cost in rate.

COMMISSIONER CLARK: I don't understand that at all.

WITNESS JUNEAU: The denominator in the development of the rates was the number of listings in the central office. Had we substituted another

denominator in the demand, being the number of changes 2 | that were anticipated over time, there would be fewer changes than the total number of numbers in that central office.

And, therefore, since you were dividing by a smaller denominator, the rate would be the -- the cost 7 would be higher and the rate associated with that cost 8 | would be higher.

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COMMISSIONER CLARK: But that's based on your view that the revenue you get from providing that should be the same than you would have gotten if you produced all of the information, a thousand listings 13 | instead of hundred listings?

WITNESS JUNEAU: The revenue in that example 15 | would remain the same. What it does is it levelizes 16 the charge to the publisher rather than having a very significant charge in a month with significant 18 activity in another month in which there would be a minimal charge were there were no activity. And it's similar to the levelized billing on a power bill or a gas bill, I guess. It levelizes the billing by doing that.

COMMISSIONER CLARK: Is there a significant 24 | variation from month to month?

WITNESS JUNEAU: I'm not sure how

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significant it would be.

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COMMISSIONER CLARK: Would you perceive that in one month it might be zero and in another month it might be half the number in a particular exchange?

WITNESS JUNEAU: I wouldn't perceive it a zero. I don't know how wildly it would fluctuate but I wouldn't perceive a zero.

COMMISSIONER CLARK: Would you agree with me that the primary driver is not the difference in 10 | number of difference in changes from month to month, but it's notion of trying to get the same revenues out of that service that you currently get by providing all the numbers.

WITNESS JUNEAU: Commissioner, I would agree that the estimate of the revenues in that scenario would be the same.

COMMISSIONER CLARK: And when you are expecting the same revenues, if you provide fewer listings, necessarily, your price goes up.

WITNESS JUNEAU: That would be true -- well, fewer listings or fewer changes.

> COMMISSIONER CLARK: Fewer changes? WITNESS JUNEAU: Fewer changes, right.

(By Mr. Horton) Mr. Juneau, let me go back for a second. Except for BellSouth, where does BAPCO get the information for their directories?

- The listing information is from BellSouth. A
- They don't have any other sources of information for their publications?
 - A No, they do not.

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- Do you know if they publish directories ___ Q 7 other than the White and Yellow Pages for BellSouth? Do they publish specialty directories or anything like that?
 - A I have no idea what other directories they publish in terms of special directories other than geographical.
 - If they were to publish a directory for the Q same subdivision, that hypothetical subdivision I referenced you a minute ago with Mr. Screven, if they were to publish a directory for that subdivision, do you know if their contract rates or their prices that they paid to BellSouth would be any different?
 - A Be different than they are today?
 - Q Yes.
- I don't know. As far as I know, it covers it. I don't know. As far as I know, their rates are recovered. Their use of the directory is covered in 24 || the agreement we have with BellSouth today, the use of 25 | the listings.

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1	Q So as far as you know, they pay the
2	financial arrangements are set, and there's no
3	adjustment regardless of how many publications BAPCO
4	may produce.
5	A I'm not aware of that financial arrangement.
6	CHAIRMAN JOHNSON: Mr. Horton, how much more
7	do you have?
8	MR. HORTON: I've got about 10 minutes.
9	CHAIRMAN JOHNSON: Staff, how much time do
10	you think you'll need?
11	MR. PELLEGRINI: 20, 30 minutes.
12	Q (By Mr. Horton) Refer, if you would, to
13	your rebuttal testimony, and specifically Page 5.
14	I've got a question for you about the change that you
15	made to that testimony.
16	A Okay.
17	Q BellSouth well, let me ask you this:
18	Does BellSouth have a directory on the Internet?
19	A BellSouth has a it's BellSouth
20	Intelligent Media Ventures. It's a subsidiary.
21	BellSouth Enterprises has a trial business directory.
22	It is not a white pages directory.
23	Q Do they purchase the that's not BAPCO,
24	though, that's
25	A It's not BAPCO and it's not white pages.

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1	We it's not directory listings. It's business
2	listings.
3	Q And they're purchasing that from you under
4	tariff?
5	A Under the DADS tariff.
6	Q Okay. Just a couple of housecleaning items.
7	Let me go back with respect to the regional
8	negotiations. Did you participate in those
9	negotiations?
10	A No, I did not.
11	Q Would you know if those negotiations were
12	successful or whether or not they failed?
13	A You'd have to characterize that for me in
14	"failed". We provided one service as a result of the
15	negotiations, a monthly refresh.
16	Q Do you consider the negotiations
17	successfully concluded?
18	A In that regard we felt like we had provided
19	what the directory publishers had desired.
20	Q Did they tell you that's what they wanted?
21	A That's the choice they took amongst the
22	options we presented.
23	Q And those options are what we're going to
24	see in your late-filed exhibit?
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COMMISSIONER CLARK: Mr. Juneau, is it safe to say -- and you may have not answered this -- you did not offer the option of simply new activity in a given month?

withess juneau: We have not offered new activity in a given month on an isolated basis. The new activity has been included with other changes, but not isolated new activity.

CHAIRMAN JOHNSON: What do you mean "with other changes"?

WITNESS JUNEAU: Well, with disconnects, with -- I believe, with perhaps transfers of service. There were other items in there, but they would be items that we would think would be useful to a directory publisher.

CHAIRMAN JOHNSON: Let me be more specific. Did you offer an option that once you purchased the complete listings, that each month you could get only those new activities or changes in service or any change at all, any new listings and any changes to listings or service?

WITNESS JUNEAU: Commissioner, I think I'll have to say that will be a part of the late-filed exhibit. I'm not sure of the content of what was offered at that time, but let me say with regard to

this, we would be very glad to provide something of that nature.

The fact that BAPCO gets all of the information continues to come up, that we provide BAPCO something that we do not provide to the other directory publishers. BAPCO has invested a great-deal of money in the programming and the equipment to decipher that.

We would be willing to produce some type of a product of that nature if we knew that the publishers would be willing to buy it at the price that would cover the costs and a reasonable contribution, which we've stated. But this is a unique opportunity for us. We -- we're not opposed to doing this.

We're not -- we don't feel like that we would be anticompetitive to the directory publishers. We have a responsibility to provide to them as well, and we're in the -- we have the opportunity to sell both to BAPCO and to the directory publishers, and we're very, very willing to do. It's not as if we don't want to, we just can't seem to agree on the terms.

COMMISSIONER CLARK: Let me ask you specifically, because I hear in your testimony a

1 conflict. You initially say you would be willing to offer that to them based on cost plus a reasonable contribution. WITNESS JUNEAU: Cost plus reasonable contribution and the demand that would allow us to 5 || recover those costs in a reasonable amount of time. 7 CHAIRMAN JOHNSON: Now, would your cost at all be based on what you think the market price is? 8 WITNESS JUNEAU: Would our costs be based on 9 the market price or ---COMMISSIONER CLARK: I'm sorry. Would your 11 12 | rate be charged on the market? WITNESS JUNEAU: Our rate would be based on 13 what we perceive the value of that service to be above the cost. 15 COMMISSIONER CLARK: Sounds to me like 16 you're saying market, whatever the market will bear 17 you will charge for that service just like you apparently do for the initial listings. 19 WITNESS JUNEAU: Yes, Commissioner. I think 20 that's what I would characterize it to be. 22 COMMISSIONER CLARK: So it is not cost plus a reasonable contribution? 23 | WITNESS JUNEAU: We feel like it is a fair 24 25 || rate, if I can speak in our defense to that. It is of